

WP(C) 2839/2007

BEFORE

THE HON'BLE MR JUSTICE B.K. SHARMA

Heard Mr. P. Sarma, learned counsel for the petitioner as well as Ms. A. Verma, learned counsel for the respondents. Considering the nature of grievance raised, I propose to dispose of the matter at the stage of motion hearing itself and considering the nature of order I propose to pass, no notice need be issued to the respondent No. 6.

The petitioner is aggrieved by order dated 2.6.2007 (Annexure-F) by which he has been transferred from Zonal Office, MVBDCP, Silchar to the office of the Joint Director of Health Service, Cachar, Silchar vice Md. Nurul Haque Laskar i.e. the respondent No. 6. Expressing various difficulties towards carrying out the order of transfer, the petitioner has made Annexure-G representation dated 4.6.2007 addressed to the Joint Director of Health Services (Malaria), Assam, Guwahati. Having regard to the limited scope of interference in the matter of transfer exercising writ jurisdiction, I am of the considered opinion that it will be appropriate for the said Joint Director to dispose of the representation taking into account all relevant consideration and in accordance with the rules. However, it is hereby made clear that no adverse order regarding respondent No. 6 shall be passed without hearing him.

The representation of the petitioner shall be disposed of within 15 days from today. Till then, status quo as regards posting of the petitioner shall be maintained.

Writ petition is disposed of.